

LAND THIEVES
FOUND GUILTY

Jury Speedily Convicts the Four Conspirators at Portland.

MARIE WARE WAS SPARED FURTHER DISGRACE

Most Bitterly Fought Legal Battle Ever Waged in Federal Court Room—Keen Strife of Sarcasm Hurled by Attorneys—Witnesses Mercilessly Assaulted—Government Will Not Spare the Highest Officials in Riddling the State of the Frauds—Mitchell and Hermann Must Give Testimony in Court.

Portland, Dec. 7.—It required just 24 minutes time for the jury in the land fraud cases to find a verdict of guilty, yesterday afternoon. The jury tried at 11:15, and at 2:40 delivered their verdict to Judge Beltinger. All the defendants excepting Marie Ware were found guilty as charged. Those convicted are S. A. D. Pater, H. G. McKinley, D. J. Tarpley and Emma Watson. It is thought all of the convicted parties will appeal to the supreme court.

Assistant Attorney General Henry recommended the acquittal of Miss Ware.

Senator John H. Mitchell and Congressman Binger Hermann have been subpoenaed as witnesses to give testimony in further cases to be heard on December 15.

Arguments of Attorneys.

The closing hours of the land fraud cases were filled with dramatic incidents. It is declared to be the most bitterly fought legal battle ever waged in the federal court room here.

Attorneys on both sides have made hard fights and every legal phase of the question has been exhausted.

Speaking of the possibility of involving high officials in the crimes, Henry said, in his closing argument:

"We have brought every one here who was necessary to the case, because the government of the United States is in earnest. We are seeking not merely to punish these defendants now on trial, but to put a stop to the robbery of the public domain. We propose to stop it, whether the robbery is committed by railroads, by United States senators, by congressmen, or by others high in place or authority. If we have taken the tools of robbery men and placed them on trial; if Pater is the tool of bigger men, we are trying him because we have the evidence against him. Whenever Pater is willing to follow the example of Walgamot and confess his guilt, then we will go after the bigger game, and you will find me here prosecuting the big criminals as earnestly as the little criminals."

Ormsby and Loomis Guilty.

Referring to Judge O'Day's frequent allusion to the large fee which Henry is to receive from the government, the attorney said that "every dollar I get will come honestly, while every dollar Judge O'Day gets will be the proceeds of the theft of these millions of acres."

The efforts of the defendants to shield themselves behind the statute of limitations were mercilessly ridiculed.

Special Agent C. E. Loomis and Forest Superintendent S. B. Ormsby were declared to be parties to the conspiracy. If not in the conspiracy, then the whole case of the government must fall to the ground. The defense could have called Loomis and Ormsby to the stand, if their contention was true, and if these two men had not been involved in the conspiracy. The government had not placed them upon the stand because convinced that they were guilty with the defendants, and that their testimony would be false. The defense had not dared to call them.

Penalty for the Crimes.

The penalty for the crime of which the defendants have been convicted is given in the revised statutes as follows:

"If two or more persons conspire to commit any offense against the United States or to defraud the United States in any manner, or for any purpose, and one or more of such parties do any act to effect the object of the conspiracy, all the parties to such conspiracy shall be liable to a

penalty of not more than \$10,000, or to imprisonment for not more than two years or to both fine and imprisonment, in the discretion of the court."—Section 5440, Revised Statutes of the United States.

SEAMEN'S CONVENTION.

Sailors Plead for Amalgamation and Legislation.

San Francisco, Dec. 7.—A resolution urging the amalgamation of the International Marine & Transport Workers' Federation was presented at this morning's session of the Seamen's convention, and referred to a special committee.

A resolution urging the passage by congress of a seamen's manning and efficiency bill was presented. The bill provides that each ship shall carry a specified number of men, according to its capacity, and the authorities shall have the power to pass upon the efficiency of the men engaged.

FAVORS CHINESE.

Testimony of Mining Man in California Congress.

San Francisco, Dec. 7.—At this morning's session of the California Miners' Association, Thomas Leggett, in the course of an address on South African mining conditions, declared the importation of Chinese into that country has been its salvation. He said since the Chinese were brought in the production has increased.

L. J. Hohl, speaking on gold dredgers, said dredging is sure to take the place of other methods, where conditions are favorable.

Seven Jurymen Selected.

New York, Dec. 7.—Seven jurymen were in the box when court opened at the Patterson trial this morning. Miss Patterson looked more bright and happy this morning than usual. More than a dozen talesmen were examined at the morning session, but none were accepted.

OPPOSE TOLLS ON WILLAMETTE

PENDLETON MERCHANTS EXPRESS THEIR OPINION.

Would Have the Oregon City Locks Either Condemned or Purchased by the Government, on the Grounds of Their Maintenance as a Source of Private Revenue Being Contrary to Custom, Law and Public Policy.

The Pendleton Commercial Association at its regular monthly meeting last night, adopted a resolution urging the delegates in congress to use all honorable means to secure an appropriation to either purchase or to acquire by condemnation the locks on the Willamette river at Oregon City.

In the absence of President J. A. Borie, Vice President C. E. Roosevelt presided at the meeting. The only other business transacted was the extending of the special dispensation rate for new members until January 1, 1905.

The resolution adopted follows:

"Whereas, The Willamette river is a great public highway in the state of Oregon, and has been navigated by steam vessels ever since the settlement of this country; and

"Whereas, For years the government of the United States has assumed jurisdiction over the same and appropriated money for the improvement thereof; and,

"Whereas, The locks at the falls of the Willamette at Oregon City are owned by a private corporation and tolls are charged all vessels for the freight and passengers carried by them through the same, which is a great embargo upon the commerce of the Willamette valley; and,

"Whereas, It has been the policy of the government of the United States to make all navigable rivers free; now,

"Therefore, Be it resolved that our senators and representatives in congress be requested to use all honorable means in their power to secure an appropriation to either purchase or acquire by condemnation the locks at Oregon City, and thereafter maintain and operate the same, so that no charge shall be made vessels or products passing through them.

"Resolved, That a copy of these resolutions be sent to our delegates in congress."

Twenty-eight New Members Added.

Twenty-eight new members were added last night at follows: Albert L. Kearney, W. L. Creswell, William Caldwell, M. M. Wyrick, R. A. Copple, C. A. White, Loren Harris, Grover Swaggart, Bert Smith, O. L. Renn, Elmer H. Storie, Percy Folsom, Ralph Creswell, Herbert Ruppe, James Harvey, H. A. Vincent, Fordie Taylor, Ed L. Forest, J. H. Garrett, W. S. Ferguson, Karl F. Leonard, Frank Pierce, Roy W. Leezor, Glenn Scott, Will Peters and Roy Alexander.

The World's Fair buildings cost \$15,000,000 and will be sold for \$350,000.

JAPS CAPTURE ANOTHER HILL

More Disaster Attends Upon the Russian Fleet in Port Arthur Harbor.

RUSSIANS ARE ROUTED FROM THREE EMINENCES.

One Russian Warship Aground, Another Sunk and a Third Badly Lined—One Japanese Cruiser Sunk by a Floating Mine—Armistice of Five Hours in Which to Bury the Dead—Tremendous Bombardment of Port Arthur by the Japs, Preparing for Assault—Russian Vessels to the East.

Tokio, Dec. 7.—On December 6, at 4 p. m., in response to the request of the Russian commander, an armistice of five hours was granted for removal of the dead.

Russian Battleship Ruined.

Tokio, Dec. 7.—The commander of the Japanese naval guns at Port Arthur, reports that the Russian turret ship Poltava has sunk, and the battleship Retvizan is listing heavily to port. Seventy-nine shots took effect on the vessels.

On December 4 the Japanese occupied the entire fort on 203 Meter Hill at noon. Subsequently they dislodged the enemy and occupied the eminence north of Suerhoku, and two eminences north of San Lichian.

Russian Cruiser Aground.

Tokio, Dec. 7.—It is announced the Japanese yesterday captured and occupied Akasaka Hill, another eminence in the vicinity of Port Arthur; also that the Russian cruiser Bayan is aground in the harbor.

Transport Sails From Tangiers.

Tangier, Dec. 7.—The Russian transport Dnieper, of the Baltic fleet, sailed for the Far East today, having in two destroyers. This has been in order to save coal.

Japanese Cruiser Sunk.

London, Dec. 7.—A Vladivostok dispatch reports a steamer has arrived there from Shanghai bringing news that the Japanese armored cruiser Adzuma struck a mine and sunk.

Will Leave Tomorrow.

Island of Perim, Dec. 7.—It is reported the Russian squadron commanded by Admiral Voelkersam, will leave Jibutal tomorrow, having coaled and provisioned.

Cruiser Arrives.

Malaga, Spain, Dec. 7.—The Russian cruiser Izumard arrived today.

Tremendous Bombardment.

Mukden, Dec. 7.—A tremendous bombardment of Poutloff Hill took place from 6 yesterday morning until 5 this afternoon. It is thought the bombardment is the beginning of a Japanese offensive movement.

TWO ARRESTS MADE.

Negro and White Man Are Under Suspicion.

Los Angeles, Dec. 7.—Messenger Roberts, who was shot in the Santa Fe hold-up, is still alive this morning. He stands about one chance in 100 of recovering. He is considered too weak to make an attempt to identify the man who shot him.

A negro suspect was arrested at Barstow yesterday and lodged in jail this morning.

White Man Arrested.

San Bernardino, Dec. 7.—Officers are still scouring the desert country for the safe and express robbers. The officers believe the negro who did the job rode in a horse car. The operator at Daggett saw the negro who was arrested at Barstow crawling over the horses as the train pulled in. He gives the name of Wilson, and was taken to Los Angeles.

N. K. Fitzpatrick, a miner who admits arriving in Daggett on the train held up, has been arrested. He answers the description given by the wounded messenger, and will be taken to Los Angeles for identification. His parents live at Denison, Iowa.

CARNEGIE WILL NOT PROSECUTE

Ignoring Fact That Mrs. Chadwick or Others Forged His Name for \$750,000.

SPECIAL GRAND JURY HAS BEEN SUMMONED.

Federation Authorities Are Trying to Attach the Famous and Mysterious Securities Upon Which Mrs. Chadwick Borrowed Hundreds of Thousands of Dollars—Watched by Secret Service Men, Mrs. Chadwick Makes a Bold and Spectacular Getaway, But Is Intercepted Soon.

New York, Dec. 7.—Andrew Carnegie today said he would not prosecute Mrs. Chadwick. Up to 1 o'clock neither Receiver Lyons nor anyone interested in the mystery has called upon Carnegie relative to the alleged forged notes.

Case for Grand Jury.

Elyria, O., Dec. 7.—A special grand jury has been called to investigate the Oberlin bank and Chadwick affair.

Attaching Securities.

Cleveland, Dec. 7.—At the instance of Receiver Looser, appointed by the federal bankruptcy court to take charge of the affairs of Mrs. Chadwick, Deputy United States Marshal Fanning last night served papers at the home of Banker Ira Reynolds, attaching securities which it is claimed he holds for Mrs. Chadwick. Reynolds is in New York, and it was claimed in the petition that he had threatened to transfer the assets to certain creditors of Mrs. Chadwick.

Watched by Secret Service Men.

New York, Dec. 7.—Mrs. Chadwick, with her son Emil and maid, occupied a suite of three rooms on the fifth floor of the New Amsterdam Hotel today. United States secret service officers occupy an adjoining room. The woman is under such close surveillance that escape is impossible. A secret service man stood at her front door and another watched the lobby of the hotel. The management of the Holland House says Mrs. Chadwick left of her own volition, and paid her bill two days ago.

In Bed All Day.

New York, Dec. 7.—Mrs. Chadwick called for breakfast early, and had all the morning papers sent to her room. The hotel employees said she was going to remain in bed all day. Attorney Squire called for a conference with Mrs. Chadwick.

Attorneys Won't Talk.

Washington, Dec. 7.—At the conclusion of the conference of Attorney Oldham and Controller Ridley regarding the Chadwick case this morning, neither will say anything. District Attorney Burkett of New York, came here last night to consult the department of justice regarding the case.

Will Indict Attorney.

Elyria, O., Dec. 7.—Prosecutor Stroup said this morning it is not unlikely the grand jury will return an indictment against the New York attorney who attested to the genuineness of the signatures on the Carnegie notes. A subpoena has been issued for President Backwith, Cashier Spear and six directors of the Oberlin bank.

Mrs. Chadwick Ill.

New York, Dec. 7.—Mrs. Chadwick's condition, mentally and physically, took a violent turn for the worse shortly before noon today. Dr. Moore was hurriedly summoned. After administering remedies, he said, "I have grave fears of the outcome. If the nervous tension under which she is now laboring continues."

Mrs. Chadwick Flees.

Ten minutes after 2 o'clock Mrs. Chadwick made a sensational escape from the New Amsterdam Hotel, accompanied by her son, in a two-horse coupe. They drove rapidly towards Twenty-second street, followed by secret service men, reporters and half a dozen cabs.

It is reported on the best authority that a messenger arrived from Toledo this morning bearing affidavits and a warrant for the arrest of Mrs. Chadwick, issued by federal authorities.

Flight Checkmated.

At Twenty-second street and Broadway two mounted policemen were pursuing the fleeing coupe, compelled the driver to reduce speed.

At Twenty-ninth and Broadway the coupe stopped inside the entrance of the Breslin hotel. Mrs. Chadwick, in a fainting condition, was ushered by her son into the waiting room of the

hotel, and attendants took her to a room. The secret service men appeared at the hotel a moment after the arrival of the coupe and took up the watch. The attempted escape was engineered by Phillip Sweet, a private detective employed by Mrs. Chadwick.

Possible Sister of Mrs. Chadwick.

San Francisco, Dec. 7.—Living in an elegantly furnished flat in this city is Mrs. Alice York, a widow, said to be a sister of Mrs. Cassie Chadwick. The woman admits her maiden name was Bagley, which was also the maiden name of Mrs. Chadwick, but the York woman denies that Mrs. Chadwick is her sister. She also denies all knowledge of Mme. Devere, or Mrs. Hoover, said to be aliases assumed by Mrs. Chadwick.

Mrs. York admits having lived in Cleveland and Oberlin, cities in which Mrs. Chadwick did business with a number of banks.

Mrs. York claims to be in straightened circumstances, having been unable to secure any part of her late husband's estate. She bears a striking resemblance to the pictures of Mrs. Chadwick.

CLEVELAND IS ROBBED.

\$2,000 Taken While Cashier's Back Is Turned.

Cleveland, Dec. 7.—The waterworks department at the city hall was robbed this morning. It is believed about \$2,000 was secured.

The money was taken while Cashier Patterson had his back turned. Three thousand dollars in cash and checks were taken. No clue to the perpetrators.

Chicago Grain.

Chicago, Dec. 7.—May wheat opened \$1.13, closed \$1.10 1/2. Corn opened 45 1/2, closed 45 1/2. Oats opened 28 1/2, closed the same.

BUTLER FAILS TO MAKE GOOD

ALDERMAN DOES NOT BACK FRAUD CHARGES.

Refuses Point Blank to Testify to Special Council Committee, But Will Tell His Story to the Grand Jury—He May Be Expelled From the City Council Unless He Supports Charges of Bribery.

Chicago, Dec. 7.—The expected climax to the charges of bribery in connection with the Northwestern Elevated extension bill, made by Alderman Butler in the city council meeting Monday, did not materialize as expected before the special council committee today.

Butler refused point blank to testify on the ground that the committee had no authority. He said he would tell his story to the grand jury when called upon. The council will probably take steps to expel Butler unless he makes his charges good.

NO JURISDICTION.

Position Taken by Adolph Weber's Counsel.

Auburn, Cal., Dec. 7.—Adolph Weber was brought into court this morning to plead to the charge of killing his mother. The defendant's attorney again raised the point of jurisdiction. The defense also argued that the evidence did not state when and where Mrs. Weber was killed, or that the bullets found in her body were put there by Adolph.

Weber seemed to be in good spirits and frequently called the attention of his counsel to some point omitted. Judge Prewitt took the question of venue under advisement.

FIVE TEAMS QUIT.

Dissatisfied With Ruling in the Bicycle Race.

New York, Dec. 7.—Only 12 teams remain in the big international six-day bicycle race this morning. At 8 the Vanderstuyft-Stol and Root-Douton teams were leading, both with a score of 1025.5.

Five Teams Quit the Race.

After protesting against allowing Stol the lap which he gained after changing places with his partner, Vanderstuyft, five teams left the track early this morning.

Gamblers Fined.

New York, Dec. 7.—Richard Canfield and B. B. Bucklin this afternoon pleaded guilty to keeping a gambling house and were fined \$1000 cash, which was paid.

Large Crowds at Funeral.

Cape Town, Dec. 7.—Large crowds today participated in the funeral services of the late President Kruger and escorted the remains to the station for shipment to Pretoria.

Eight thousand gallons of fresh water are used in a large battleship daily. About two-thirds of this is taken up by the boilers, and the remainder is used for drinking, washing, etc.

WANTS TO REDUCE REPRESENTATION

Southern States Would Be Victimized by the Senator From New York.

WILL VOTE DECEMBER 16 ON PHILIPPINE MEASURE.

Scheme for Government of Alaska Is Partly Elective and Partly Appointive—Senator Dietrich Favors a System of Mounted Constabulary in Alaska Similar to the Philippines—California Senators Strongly Oppose Tariff Revision and Extra Session, and Believe There Will Be None.

Washington, Dec. 7.—Senator Platt, of New York, introduced in the senate a bill providing that after March 3, 1907, the representation in the house be 367 instead of 386, a reduction to be made in 10 southern states.

The senate reached an agreement to vote on the Philippine franchise bill Friday the 16th, and adjourned at 2:15.

Scheme to Govern Alaska.

Washington, Dec. 7.—The president is considering a plan to create a commission to govern Alaska. He had a long talk this morning with Senator Dietrich, who made a trip through the territory in the summer.

Dietrich's plan is to divide Alaska into three or four districts and elect one commissioner from each and have the president appoint an equal number, the governor of the territory to act as presiding officer of the board. He thinks Alaska is badly in need of a mounted police, copied after the constabulary system in the Philippines.

In Session for 15 Minutes.

Washington, Dec. 7.—The house was in session for 15 minutes today. Bingham, of Pennsylvania, offered a legislative, executive and judicial appropriation bill carrying \$28,838,799, which he will call up for consideration tomorrow. Adjourned at 12:15.

Against Extra Session.

Washington, Dec. 7.—Senators Bard and Perkins, of California, called on the president today and discussed legislation.

"We do not believe there will be an extra session to take up tariff revision," said Mr. Perkins, after the visit. "There should be none. The people of California are satisfied with present conditions. The vote showed that. The west is prospering and we need no meddling with the tariff to disturb conditions."

RURAL DELIVERY SERVICE.

Over \$21,000,000 Expenses Annually for 32,000 Routes.

Thirty-thousand rural free delivery routes will be in operation in the United States on July 1, 1905, according to the report of the postmaster general. This service will cost the government a little more than \$21,000,000. In the next fiscal year, beginning July 1, 1905, 6000 additional routes will be established, making a total of 36,000. The cost of extending and maintaining rural free delivery in the fiscal year beginning July 1, 1905, is estimated at \$20,000,000.

There are now pending in the post-office department 4000 petitions for routes awaiting action as compared with 11,000 when Fourth Assistant Bristow took charge of this division of the postal service.

The cost of the service is expected to decline proportionately from now on, due to the diminished available territory for rural routes. Up to the last six months special attention has been given to individual petitions, but lately county service has been given more consideration, especially in the northwestern and middle western states.

By the next fiscal year the officials expect to be up to date with their work. Routes have been established with such rapidity during the last 16 months that Fourth Assistant Bristow is only 4000 behind, and his orders are that these cases shall be disposed of as soon as possible.

Retired Rancher Suicides.

Santa Rosa, Cal., Dec. 7.—A. B. Higgins, a retired rancher, suicided this morning by throwing himself under an engine at the California & Northwestern depot. Financial troubles resulted in mental breakdown. He had given no signs of a suicidal tendency.